

PRV 1 Prior High Severity Felony Convictions

Pts	The offender has:	Instructions
75	3 or more prior high severity convictions.	<p>A “prior high severity felony conviction” is:</p> <ul style="list-style-type: none"> • a conviction entered before the commission date* of the sentencing offense, • for a crime in class M2, A, B, C, or D, or • for a felony under federal law or the law of another state that corresponds to a crime in class M2, A, B, C, or D. MCL 777.51(2). <p><i>*All “prior convictions” must satisfy the 10-year gap requirements of MCL 777.50.</i></p>
50	2 prior high severity convictions.	
25	1 prior high severity conviction.	
0	No prior high severity convictions.	

PRV 2 Prior Low Severity Felony Convictions

Pts	The offender has:	Instructions
30	4 or more prior low severity convictions.	<p>A “prior low severity felony conviction” is:</p> <ul style="list-style-type: none"> • a conviction entered before the commission date* of the sentencing offense, • for a crime in class E, F, G, or H, or • for a felony under federal law or the law of another state that corresponds to a crime in class E, F, G, or H. MCL 777.52(2). <p><i>*All “prior convictions” must satisfy the 10-year gap requirements of MCL 777.50.</i></p>
20	3 prior low severity convictions.	
10	2 prior low severity convictions.	
5	1 prior low severity conviction.	
0	No prior low severity convictions.	

PRV 3 Prior High Severity Juvenile Adjudications

Pts	The offender has:	Instructions
50	3 or more prior high severity juvenile adjudications.	<p>A “prior high severity juvenile adjudication” is a juvenile adjudication:</p> <ul style="list-style-type: none"> • for conduct that would be a crime in class M2, A, B, C, or D if committed by an adult, or • for conduct that would be a felony under federal law or the law of another state that corresponds to a crime in class M2, A, B, C, or D if committed by an adult, and • for which the order of disposition was entered before the commission date* of the sentencing offense. MCL 777.53(2). <p><i>*All “prior convictions” must satisfy the 10-year gap requirements of MCL 777.50.</i></p>
25	2 prior high severity juvenile adjudications.	
10	1 prior high severity juvenile adjudication.	
0	No prior high severity juvenile adjudications.	

PRV 4

Prior Low Severity Juvenile Adjudications

Pts	The offender has:	Instructions
20	6 or more prior low severity juvenile adjudications.	<p>A “prior low severity juvenile adjudication” is an adjudication:</p> <ul style="list-style-type: none"> • for conduct that would be a crime in class E, F, G, or H if committed by an adult, or • for conduct that would be a felony under federal law or the law of another state that corresponds to a crime in class E, F, G, or H if committed by an adult, and • for which the order of disposition was entered before the commission date* of the sentencing offense. MCL 777.54(2). <p><i>*All “prior convictions” must satisfy the 10-year gap requirements of MCL 777.50.</i></p>
15	5 prior low severity juvenile adjudications.	
10	3 or 4 prior low severity juvenile adjudications.	
5	2 prior low severity juvenile adjudications.	
2	1 prior low severity juvenile adjudication.	
0	No prior low severity juvenile adjudications.	

PRV 5

Prior Misdemeanor Convictions and Prior Misdemeanor Juvenile Adjudications

Pts	The offender has:	Instructions
20	7 or more prior misdemeanor convictions or prior misdemeanor juvenile adjudications.	<p>A “prior misdemeanor conviction” is a conviction:</p> <ul style="list-style-type: none"> • for a misdemeanor offense under Michigan law or the law of a political subdivision of Michigan, or under the law of another state or a political subdivision of another state, or under the law of the United States, • if the conviction was entered before the commission date* of the sentencing offense. MCL 777.55(3)(a). <p>A “prior misdemeanor juvenile adjudication” is a juvenile adjudication:</p> <ul style="list-style-type: none"> • for conduct that, if committed by an adult, would be a misdemeanor under Michigan law or the law of a political subdivision of Michigan, or under the law of another state or a political subdivision of another state, or under the law of the United States, • if the order of disposition for the juvenile adjudication was entered before the commission date of the sentencing offense. MCL 777.55(3)(b). <p><i>*All “prior convictions” must satisfy the 10-year gap requirements of MCL 777.50.</i></p>
15	5 or 6 prior misdemeanor convictions or prior misdemeanor juvenile adjudications.	
10	3 or 4 prior misdemeanor convictions or prior misdemeanor juvenile adjudications.	
5	2 prior misdemeanor convictions or prior misdemeanor juvenile adjudications.	
2	1 prior misdemeanor conviction or prior misdemeanor juvenile adjudication.	
0	No prior misdemeanor convictions or prior misdemeanor juvenile adjudications.	

Special Instructions for PRV 5:

- A prior conviction used to enhance the sentencing offense to a felony may not be counted under PRV 5. MCL 777.55(2)(b).
- Only prior convictions and adjudications for offenses expressly listed in PRV 5 may be counted as “prior misdemeanor convictions” or “prior misdemeanor juvenile adjudications” for purposes of scoring PRV 5:
 - only those prior misdemeanor convictions or prior misdemeanor juvenile adjudications that are offenses against a person or property, weapons offenses, or offenses involving controlled substances, and
 - all prior misdemeanor convictions and juvenile adjudications for operating or attempting to operate a vehicle, vessel, ORV, snowmobile, aircraft, or locomotive while under the influence of or impaired by alcohol, a controlled substance, or a combination of alcohol and a controlled substance. MCL 777.55(2)(a)–(b).

PRV 6

Offender's Relationship to the Criminal Justice System

Pts		Instructions
20	Offender is a prisoner of the department of corrections or serving a sentence in jail (includes an offender who is an escapee from jail or prison). MCL 777.56(3)(b).	PRV 6 assesses points based on an offender's relationship to the criminal justice system at the time the sentencing offense was committed. MCL 777.56.
15	Offender is incarcerated in jail awaiting adjudication or sentencing on a conviction or probation violation.	The scope of PRV 6 includes consideration of an offender's relationship with a criminal justice system outside the state of Michigan. The point values indicated by applicable statements in PRV 6 should be assessed against an offender who is involved with the criminal justice system of another state or the federal criminal justice system. "Delayed sentence status" includes (but is not limited to) an offender assigned or deferred under MCL 333.7411 (deferral for certain controlled substance offenses), MCL 750.350a (deferral under limited circumstances for parental kidnapping), MCL 762.11 to 762.15 (assignment to youthful trainee status), and MCL 769.4a (deferral under limited circumstances for domestic assault). <i>Effective January 1, 2005, "delayed sentence status" under PRV 6 includes offenders assigned or deferred under MCL 600.1076 (deferral involving drug treatment courts), and MCL 750.430 (deferral for impaired healthcare professionals). 2004 PA 220.</i>
10	Offender is on parole, probation, or delayed sentence status or on bond awaiting adjudication or sentencing for a felony.	
5	Offender is on probation or delayed sentence status or on bond awaiting adjudication or sentencing for a misdemeanor.	
0	Offender has no relationship to the criminal justice system.	

PRV 7

Subsequent or Concurrent Felony Convictions

Pts	The offender has:	Instructions
20	2 or more subsequent or concurrent felony convictions.	<ul style="list-style-type: none"> A conviction for felony-firearm may not be counted under PRV 7. MCL 777.57(2)(b). A concurrent felony conviction that will result in a mandatory consecutive sentence may not be counted under PRV 7. MCL 777.57(2)(c). A concurrent felony conviction that will result in a consecutive sentence under MCL 333.7401(3)* may not be counted under PRV 7. MCL 777.57(2)(c). <p><i>*Effective March 1, 2003, 2002 PA 666 amended MCL 777.57 to prohibit counting these concurrent convictions. Therefore, the prohibition does not apply to offenses committed before March 1, 2003.</i></p>
10	1 subsequent or concurrent felony conviction.	
0	No subsequent or concurrent felony convictions.	

OV 1 Aggravated Use of a Weapon		
Pts		Instructions
25	A firearm was discharged at or toward a human being or a victim was cut or stabbed with a knife or other cutting or stabbing weapon. MCL 777.31(1)(a).	<ul style="list-style-type: none"> • Each person in danger of injury or loss of life is counted as a victim for purposes of scoring OV 1. MCL 777.31(2)(a). • In cases involving multiple offenders, if one offender is assigned points for the use or the presence of a weapon, all offenders must be assigned the same number of points. MCL 777.31(2)(b). • Do not score five points if the sentencing offense is a conviction of MCL 750.82 (felonious assault) or MCL 750.529 (armed robbery). MCL 777.31(2)(e). • Score five points if an offender used an object to suggest that he or she had a weapon. MCL 777.31(2)(c). • Score five points if an offender used a chemical irritant, a chemical irritant or smoke device, or an imitation harmful substance or device. MCL 777.31(2)(d). • “Harmful biological substance,” “harmful biological device,” “harmful chemical substance,” “harmful chemical device,” “harmful radioactive material,” “harmful radioactive device,” and “imitation harmful substance or device” are defined in MCL 750.200h. MCL 777.31(3)(a). • “Incendiary device” includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail, or other similar device. MCL 777.31(3)(b).
20	The victim was subjected or exposed to a harmful biological substance, harmful biological device, harmful chemical substance, harmful chemical device, harmful radioactive material, harmful radioactive device, incendiary device, or explosive device. MCL 777.31(1)(b).	
15	A firearm was pointed at or toward a victim or the victim had a reasonable apprehension of an immediate battery when threatened with a knife or other cutting or stabbing weapon. MCL 777.31(1)(c).	
10	The victim was touched by any other type of weapon. MCL 777.31(1)(d).	
5	A weapon was displayed or implied. MCL 777.31(1)(e).	
0	No aggravated use of a weapon occurred. MCL 777.31(1)(f).	

OV 2

Lethal Potential of Weapon Possessed or Used

Pts		Instructions
15	The offender possessed or used a harmful biological substance, harmful biological device, harmful chemical substance, harmful chemical device, harmful radioactive material, or harmful radioactive device. MCL 777.32(1)(a).	<ul style="list-style-type: none"> • In cases involving multiple offenders, if one offender is assessed points for possessing a weapon, all offenders must be assessed the same number of points. MCL 777.32(2). • “Harmful biological substance,” “harmful biological device,” “harmful chemical substance,” “harmful chemical device,” “harmful radioactive material,” and “harmful radioactive device” are defined in MCL 750.200h. MCL 777.32(3)(a). • A “fully automatic weapon” is a firearm that ejects an empty cartridge and loads a live cartridge from the magazine for the next shot without requiring renewed pressure on the trigger for each successive shot. MCL 777.32(3)(b). • A “pistol,” “rifle,” or “shotgun” includes a revolver, semi-automatic pistol, rifle, shotgun, combination rifle and shotgun, or other firearm made in or after 1898 that fires fixed ammunition. A “pistol,” “rifle,” or “shotgun” does not include a fully automatic weapon or short-barreled shotgun or short-barreled rifle. MCL 777.32(3)(c). • An “incendiary device” includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail, or other similar device. MCL 777.32(3)(d).
15	The offender possessed or used an incendiary device, an explosive device, or a fully automatic weapon. MCL 777.32(1)(b).	
10	The offender possessed or used a short-barreled rifle or a short-barreled shotgun. MCL 777.32(1)(c).	
5	The offender possessed or used a pistol, rifle, shotgun, or knife or other cutting or stabbing weapon. MCL 777.32(1)(d).	
1	The offender possessed or used any other potentially lethal weapon. MCL 777.32(1)(e).	
0	The offender possessed or used no weapon. MCL 777.32(1)(f).	

OV 3 Degree of Physical Injury to a Victim		
Pts		Instructions
100	A victim was killed. MCL 777.33(1)(a).	<ul style="list-style-type: none"> • In cases involving multiple offenders, if one offender is assessed points for death or physical injury, all offenders must be assessed the same number of points. MCL 777.33(3)(a). • Score 100 points if death results from the commission of the offense and homicide is not the sentencing offense. MCL 777.33(2)(b). Any crime in which the death of a person is an element of the crime is a "homicide." MCL 777.1(c). • Score 50 points under this variable if death results from an offense or attempted offense that involves the operation of a vehicle, vessel, ORV, snowmobile, aircraft, or locomotive and any of the following apply: <ul style="list-style-type: none"> – the offender was under the influence of or visibly impaired by the use of alcohol, a controlled substance, or a combination of alcohol and a controlled substance, MCL 777.33(2)(c)(i); – the offender had an alcohol content of 0.08 grams* or more per 100 milliliters of blood, per 210 liters of breath, or per 67 milliliters of urine, MCL 777.33(2)(c)(ii); or – the offender's body contained any amount of a controlled substance listed in schedule 1 under MCL 333.7212 or a rule promulgated under that section, or a controlled substance described in MCL 333.7214(a)(iv), MCL 777.33(2)(c)(iii). • Do not score five points if "bodily injury" is an element of the sentencing offense. MCL 777.33(2)(d). • "Requiring medical treatment" refers to an injury's need for treatment not whether a victim was successful in obtaining treatment. MCL 777.33(3). <p><i>*Effective October 1, 2013, the alcohol content level increases to 0.10 grams or more.</i></p>
50	A victim was killed. MCL 777.33(1)(b). (35 points for offenses committed before September 30, 2003. 2003 PA 134.)	
25	Life threatening or permanent incapacitating injury occurred to a victim. MCL 777.33(1)(c).	
10	Bodily injury requiring medical treatment occurred to a victim. MCL 777.33(1)(d).	
5	Bodily injury not requiring medical treatment occurred to a victim. MCL 777.33(1)(e).	
0	No physical injury occurred to a victim. MCL 777.33(1)(f).	

OV 12

Number of Contemporaneous Felonious Criminal Acts

Pts		Instructions
25	Three or more contemporaneous felonious criminal acts involving crimes against a person were committed. MCL 777.42(1)(a).	<ul style="list-style-type: none"> • A felonious criminal act is contemporaneous if both of the following circumstances exist: <ul style="list-style-type: none"> – the criminal act occurred within 24 hours of the sentencing offense, MCL 777.42(2)(a)(i), and – the criminal act has not and will not result in a separate conviction, MCL 777.42(2)(a)(ii). • Conduct scored in OV 11 must not be scored under this variable. MCL 777.42(2)(c). • Violations of MCL 750.227b (possession of a firearm during the commission of a felony) should not be counted when scoring this variable. MCL 777.42(2)(b).
10	Two contemporaneous felonious criminal acts involving crimes against a person were committed. MCL 777.42(1)(b).	
10	Three or more contemporaneous felonious criminal acts involving other crimes were committed. MCL 777.42(1)(c).	
5	One contemporaneous felonious criminal act involving a crime against a person was committed. MCL 777.42(1)(d).	
5	Two contemporaneous felonious criminal acts involving other crimes were committed. MCL 777.42(1)(e).	
1	One contemporaneous felonious criminal act involving any other crime was committed. MCL 777.42(1)(f).	
0	No contemporaneous felonious criminal acts were committed. MCL 777.42(1)(g).	

OV 13**Continuing Pattern of Criminal Behavior**

Effective March 1, 2003, 2002 PA 666 amended the instructions for OV 13 to include references to specific controlled substance offenses. Language appearing in bold type in the chart below applies to offenses committed on or after March 1, 2003, pursuant to 2002 PA 666.

Pts		Instructions
50	The offense was part of a pattern of felonious criminal activity involving 3 or more sexual penetrations against a person or persons less than 13 years of age. MCL 777.43(1)(a).	<ul style="list-style-type: none"> To score this variable, all crimes within a period of five years, including the sentencing offense, must be counted without regard to whether the offense resulted in a conviction. MCL 777.43(2)(a).
25	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against a person. MCL 777.43(1)(b).	<ul style="list-style-type: none"> The existence of an organized criminal group may be inferred from the facts surrounding the sentencing offense, and the group's existence is more important than the presence or absence of multiple offenders, the age of the offenders, or the degree of sophistication demonstrated by the criminal group. MCL 777.43(2)(b). Do not consider conduct scored in OV's 11 or 12 unless the offense was related to membership in an organized criminal group. MCL 777.43(2)(c). Score 50 points only if the sentencing offense is first-degree criminal sexual conduct. MCL 777.43(2)(d). Only one controlled substance offense arising from the criminal episode for which the offender is being sentenced may be counted when scoring this variable.* MCL 777.43(2)(e). Only one crime involving the same controlled substance may be counted under this variable.* For example, conspiracy and a substantive offense involving the same amount of controlled substances cannot both be counted under OV 13. Similarly, possession and delivery of the same amount of controlled substances may not be counted as two crimes under OV 13. MCL 777.43(2)(f).
10	The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more crimes against a person or property or a violation of MCL 333.7401(2)(a)(i) to (iii) or 333.7403(2)(a)(i) to (iii) . MCL 777.43(1)(c).	
10	The offense was part of a pattern of felonious criminal activity directly related to membership in an organized criminal group. MCL 777.43(1)(d).	
10	The offense was part of a pattern of felonious criminal activity involving a combination of 3 or more violations of MCL 333.7401(2)(a)(i) to (iii) or 333.7403(2)(a)(i) to (iii) . MCL 777.43(1)(e).	
5	The offense was part of a pattern of felonious criminal activity involving 3 or more crimes against property. MCL 777.43(1)(f).	
0	No pattern of felonious criminal activity existed. MCL 777.43(1)(g).	<p><i>*Effective March 1, 2003. 2002 PA 666.</i></p>

OV 14**Offender's Role**

Pts		Instructions
10	The offender was a leader in a multiple offender situation. MCL 777.44(1)(a).	<ul style="list-style-type: none"> Consider the entire criminal transaction in which the sentencing offense occurred when determining the offender's role. MCL 777.44(2)(a). In cases involving three or more offenders, more than one offender may be considered a leader. MCL 777.44(2)(b).
0	The offender was not a leader in a multiple offender situation. MCL 777.44(1)(b).	

OV 15**Aggravated Controlled Substance Offenses**

Effective March 1, 2003, 2002 PA 666 amended the statute governing point allocations for OV 15. Language appearing in the shaded areas of the chart below represents the variable as it applies to offenses that occurred before March 1, 2003. Unshaded areas contain the instructions for scoring OV 15 for offenses occurring on or after March 1, 2003, the amendment's effective date.

Pts		Instructions
100	The offense involved the manufacture, creation, delivery, possession, or possession with intent to manufacture, create, or deliver of 1,000 or more grams of any mixture containing a controlled substance classified in schedule 1 or 2 that is a narcotic drug or a drug described in MCL 333.7214(a)(iv). MCL 777.45(1)(a).	<ul style="list-style-type: none"> • “Deliver” is the actual or constructive transfer of a controlled substance from one person to another person without regard to remuneration. MCL 777.45(2)(a). • A “minor” is an individual 17 years of age or less. MCL 777.45(2)(b). • “Trafficking” is the sale or delivery of actual or counterfeit controlled substances on a continuing basis to another person or persons for further distribution. MCL 777.45(2)(c). <p>continued on next page</p>
75	The offense involved the manufacture, creation, delivery, possession, or possession with intent to manufacture, create, or deliver of 450 grams or more but less than 1,000 grams of any mixture containing a controlled substance classified in schedule 1 or 2 that is a narcotic drug or a drug described in MCL 333.7214(a)(iv). MCL 777.45(1)(b).	
50	The offense involved the manufacture, creation, delivery, possession, or possession with intent to manufacture, create, or deliver of 50 or more grams but less than 450 grams of any mixture containing a controlled substance classified in schedule 1 or 2 that is a narcotic drug or a drug described in MCL 333.7214(a)(iv). MCL 777.45(1)(c).	
25	The offense involved the sale or delivery of a controlled substance other than marijuana or a mixture containing a controlled substance other than marijuana by the offender who was 18 years of age or older to a minor who was 3 or more years younger than the offender. MCL 777.45(1)(d).	
25	The offense involved the sale or delivery of a controlled substance other than marijuana or a mixture containing a controlled substance other than marijuana by the offender who was 18 years of age or older to a minor who was 3 or more years younger than the offender.	
20	The offense involved the sale, delivery, or possession with intent to sell or deliver 225 grams or more of a controlled substance classified in schedule 1 or 2 or a mixture containing a controlled substance classified in schedule 1 or 2.	
15	The offense involved the sale, delivery, or possession with intent to sell or deliver 50 or more grams but less than 225 grams of a controlled substance classified in schedule 1 or 2 or a mixture containing a controlled substance classified in schedule 1 or 2.	
10	The offense involved the sale, delivery, or possession with intent to sell or deliver 45 kilograms or more of marijuana or 200 or more of marijuana plants. MCL 777.45(1)(e).	
10	The offense involved the sale, delivery, or possession with intent to sell or deliver 45 kilograms or more of marijuana or 200 or more of marijuana plants.	

OV 15

Aggravated Controlled Substance Offenses

Effective March 1, 2003, 2002 PA 666 amended the statute governing point allocations for OV 15. Language appearing in the shaded areas of the chart below represents the variable as it applies to offenses that occurred before March 1, 2003. Unshaded areas contain the instructions for scoring OV 15 for offenses occurring on or after March 1, 2003, the amendment's effective date.

10	The offense is a violation of MCL 333.7401(2)(a)(i) to (iii) pertaining to a controlled substance classified in schedule 1 or 2 that is a narcotic drug or a drug described in MCL 333.7414(a)(iv) and was committed in a minor's abode, settled home, or domicile, regardless of whether the minor was present. MCL 777.45(1)(f).	
5	The offense involved the delivery or possession with the intent to deliver marijuana or any other controlled substance or a counterfeit controlled substance or possession of controlled substances or counterfeit controlled substances having a value or under such circumstances as to indicate trafficking. MCL 777.45(1)(g).	
5	The offense involved the delivery or possession with the intent to deliver marijuana or any other controlled substance or counterfeit controlled substance or possession of controlled substances or counterfeit controlled substances having a value or under such circumstances as to indicate trafficking.	
0	The offense was not an offense described in the categories above. MCL 777.45(1)(h).	
0	The offense was not an offense described in the categories above.	

OV 19

Threat to Security or Interference With the Administration of Justice

Pts		Instructions
25	The offender by his or her conduct threatened the security of a penal institution or court. MCL 777.49(a).	
15	The offender used force or the threat of force against another person or the property of another person to interfere with, attempt to interfere with, or that results in the interference with the administration of justice or the rendering of emergency services. MCL 777.49(b).	
10	The offender otherwise interfered with or attempted to interfere with the administration of justice. MCL 777.49(c).	
0	The offender did not threaten the security of a penal institution or court or interfere with or attempt to interfere with the administration of justice or the rendering of emergency services by force or the threat of force. MCL 777.49(d).	

OV 20 Terrorism		
Pts		Instructions
100	The offender committed an act of terrorism by using or threatening to use a harmful biological substance, harmful biological device, harmful chemical substance, harmful chemical device, harmful radioactive material, harmful radioactive device, incendiary device, or explosive device. MCL 777.49a(1)(a).	<ul style="list-style-type: none"> For purposes of scoring this variable, the terms “act of terrorism” and “terrorist” are defined in MCL 750.543b. MCL 777.49a(2)(a). “Harmful biological substance,” “harmful biological device,” “harmful chemical substance,” “harmful chemical device,” “harmful radioactive material,” and “harmful radioactive device” are defined in MCL 750.200h. MCL 777.49a(2)(b). “Incendiary device” includes gasoline or any other flammable substance, a blowtorch, fire bomb, Molotov cocktail, or other similar device. MCL 777.49a(2)(c). For purposes of OV 20, “terrorist organization” is defined in MCL 750.543c. MCL 777.49a(2)(d).
50	The offender committed an act of terrorism without using or threatening to use a harmful biological substance, harmful biological device, harmful chemical substance, harmful chemical device, harmful radioactive material, harmful radioactive device, incendiary device, or explosive device. MCL 777.49a(1)(b).	
25	The offender supported an act of terrorism, a terrorist, or a terrorist organization. MCL 777.49a(1)(c).	
0	The offender did not commit an act of terrorism or support an act of terrorism, a terrorist, or a terrorist organization. MCL 777.49a(1)(d).	

